

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	MAIL STOP
Jochen Mast et al.)	Group Art Unit: 2832
Application No.: 10/577,556)	Examiner: TUYEN T. NGUYEN
Filed: October 30, 2006)	Confirmation No.: 8187
For: ROTARY TRANSFORMER)	

**RESPONSE TO
ELECTION OF SPECIES REQUIREMENTS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the Office Action dated January 8, 2010, the Examiner has indicated that an election of one of the following groups of species is required:

Species I: Figure 1 - claims 1-2, 4-5, 11, 14, 17-18;

Species II: Figure 2 - claims 1, 6-7, 11-12, 15-17; and

Species III Figure 3 - claims 1, 3, 8-13, 19-20

Pursuant to the Examiner's requirement, Applicants elect Species I, with traverse.

According to the Examiner's groupings, at least claims 1 and 11 are generic to all three species.

Applicant reserves the right to file a divisional application(s) with regard to any non-elected claims.

The election of species requirement is traversed, as it will not reduce the workload of the U.S. Patent and Trademark Office or simplify prosecution of the application. As set forth in MPEP §803, there are two criteria for a proper restriction and/or election of species requirement between patentably distinct inventions: (1) the

inventions must be independent or distinct as claimed; and (2) there must be a **serious burden** on the Examiner if restriction is not required. This portion of the MPEP requires that if the search and examination of an entire application can be made without serious burden, the Examiner **must** examine it on the merits, even though it includes claims to distinct or independent inventions. Thus, Applicant respectfully requests withdrawal of the election of species requirement.

Early examination and favorable action on the claims are respectfully requested.

Should any questions arise in connection with this application, or should the Examiner feel that a telephone conference with the undersigned would be helpful in resolving any remaining issues pertaining to this application, the undersigned respectfully requests that he be contacted at the number indicated below.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: Feb 12, 2010

By: _____


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